

MAR 07 2007

NEBRASKA DEPARTMENT
OF INSURANCE

CAUSE NO. C-1623

JURISDICTION

- ### STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Allianz Life Insurance Company of North America, Cause Number C-1623 on February 6, 2007. A copy of the petition was served upon the

Respondent's agent for service of process, Michael T. Westermeyer, 5701 Golden Hills Drive, Minneapolis, Minnesota 55416-1297, by certified mail, return receipt requested.

2. Respondent allegedly violated 210 NEB. ADMIN. R. & REGS. 19-008.02B (1997) as a result of the following conduct:

- a. On or about December 31, 2002, Diane K. Leetch, appointed agent at the time for Respondent, accepted two annuity applications on Norman G. Reynoldson and Darlene Reynoldson for an exchange/replacement of two annuities Mr. And Mrs. Reynoldson held with Minnesota Life Insurance Company ("Minnesota Life") since October of 2000.
- b. On or about January 11, 2007, Peggy Wolf, Customer Service Specialist for Minnesota Life, replied to an inquiry by Cynthia Williamson, investigator for Petitioner, in which Ms. Wolf stated that "Minnesota Life did not receive any type of ledger for comparison of the product purchased by the Reynoldson's and issued by Allianz. The only information we received was the product name which is listed on the replacement section of Allianz's paperwork Minnesota Life received from Allianz for Mr. and Mrs. Reynoldson."
- c. On or about January 31, 2007, Respondent replied to an inquiry by Cynthia Williamson, investigator for Petitioner, in which Nick Squires, Compliance Analyst for Respondent stated, "I have had the opportunity to review the file again and our records indicate that policy ledger was not submitted to Minnesota Life Insurance Company."

3. Respondent was informed of its right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving the right to a public hearing, Respondent also waives the right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent admits the allegations stated in Paragraph 2.

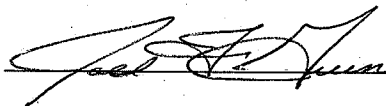
CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of 210 NEB. ADMIN. R. & REGS. 19-008.02B and is subject to disciplinary action pursuant to 210 NEB. ADMIN. R. & REGS. 19-010.04 and NEB. REV. STAT. § 44-1529.

CONSENT ORDER


It is therefore ordered by the Director of Insurance and agreed by Respondent, Allianz Life Insurance Company, that Respondent shall pay an administrative fine in the amount of five hundred dollars (\$500.00) due within 30 days after the Director of Insurance or his designee approves and signs this consent order.

The Department of Insurance will continue to retain jurisdiction over this matter. If Respondent fails to pay the amount required as specified under this consent order, additional administrative action shall be taken by the Petitioner, which may include revocation of Respondent's Nebraska certificate of authority. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his/her signature below.



Joel F. Green, #22900
Attorney for Petitioner
941 "O" Street, Suite 400
Lincoln, NE 68508
(402) 471-2201

March 7, 2007
Date



Allianz Life Insurance Company of North America,
Respondent

By: St. Simon Council
+ 2d Vice President

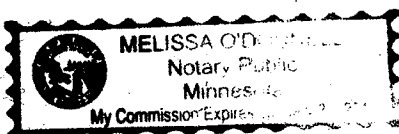
March 1, 2007
Date

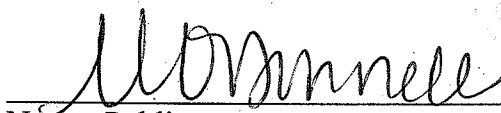
State of MINNESOTA

County of HENNEPIN

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) ss.
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On this 1st day of March, 2007, an authorized representative of Allianz Life Insurance Company of North America personally appeared before me and read this Consent Order, executed the same and acknowledged the same to be his/her voluntary act and deed.




Notary Public

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. Allianz Life Insurance Company of North America, Cause No. C-1623.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

March 7, 2007
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent's agent, Michael T. Westermeyer, 5701 Golden Hills Drive, Minneapolis, Minnesota 55416-1297, by certified mail, return receipt requested on this 7th day of March, 2007.

